

BEFORE THE BOARD OF ZONING ADJUSTMENT, D. C.

Application No. 12001, of Louis Kabran, trustee, pursuant to Section 8207.2 of the Zoning Regulations, for a special exception to continue a parking lot as provided by paragraph 3104.44 of the regulations in the R-5-A district at the premises 5001-5009 New Hampshire Avenue, N.W. (Square 3403, Lots 12-16, and 801.)

HEARING DATE: October 21, 1975

DECISION DATE: January 14, 1976

FINDINGS OF FACT:

1. The property is located in an R-5-A district.
2. The Board previously approved the use of the subject lots for parking in application No. 11375, and Certificate of Occupancy No. B-87183 dated November 2, 1973 was issued.
3. The lot is used for customers at the stores located immediately east of the subject lots in a C-1 district.
4. There is no fee charged for use of the lot.
5. The parking lot is maintained free of debris, refuse and potholes.
6. The Department of Transportation offered no objection to the granting of this application.
7. There was no opposition to this application.

CONCLUSIONS OF LAW AND OPINION

The Board concludes that the parking lot is reasonably convenient to the commercial facilities located immediately to the east of the site. The Board concludes that the use has not resulted in any dangerous or objectionable traffic conditions, and will likely not so result in the future. The Board concludes that the present character and future development of the neighborhood will not be adversely effected. It is therefore Ordered that this application be GRANTED subject to the following conditions:

- (1) The applicant shall comply with all provisions of article 74.
- (2) No commercial advertising signs shall be permitted.
- (3) The approval shall last for a period of five (5) years.

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VOTE OF : 3-0 (*Harps* and McIntosh to Grant, Scrivener to **Grant** by proxy,
Mariani not present, not voting and Chmhgs abstain —, not
having heard the case.)

BY ORDER OF THE D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:



STEVEN E. SHER

Acting Secretary to the Board

FINAL DATE OF ORDER:

FEB 26 1976

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS
APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE
DEPARTMENT OF ECONOMIC DEVELOPMENT WITHIN A PERIOD OF SIX MONTHS AFTER
THE EFFECTIVE DATE OF THIS ORDER.